THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.2831 of 2007

Between:

Smt.A.Sharada Devi and others.

.. PETITIONER

and

The Station House Officer,
Chilkalguda Police Station, and others.

..
RESPONDENTS

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

ORDER:

-

This writ petition is filed seeking a Writ of Mandamus declaring the

action of the 1st respondent in not giving police aid to protect the property bearing Municipal No.12-11-526, Warasiguda, Secunderabad, in terms of the injunction order of I Additional Chief Judge, City Civil Court, Secunderabad in I.A.No.991 of 2006 in O.S.No.58 of 2006, dated 28-04-2006.

If the said injunction order is subsisting and if there is any violation either by the defendants therein or by any third party, the said violation amounts to contempt of court, and for which, appropriate action can be taken under Order 39 Rule 3(A) CPC. Apart from that, the petitioners can also seek necessary police protection by filing an appropriate application before the same civil court itself.

In view of the aforesaid remedy available, I am not inclined to express any opinion on the merits of the case.

Accordingly, the writ petition is disposed of, permitting the petitioners to take appropriate action, in accordance with law, as indicated above. There shall be no order as to costs.

_____

15-02-2007

Note:

Issue C.C. in two days

(B/o)

Prv